IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Writ Petition No.2139 of 2005

Shri Feroz Khan — Petitioner

Vs.

Ravi Prakash Sinha & ors. — Respondents

Mr.A.P.Mundargi i/b Mr.R.M.Sawant & Associates for petitioner.

Mr.Amol Phoujdar h/f. Mr.R.B.Thakore and Mr.A.M. Chimalkar for Resp.Nos.1 and 2.

Mrs.A.S.Pai, APP for State.

CORAM: B.H.MARLAPALLE & SMT.R.S.DALVI,JJ.

February 08, 2006.

P.C.

. Admittedly there is no C.R. registered against the petitioner and he alleges that he is being harassed by the Resp.Nos.6 to 9 under the pretext of carrying out some investigations. He has addressed a letter dated 11-4-2005 to the Respondent No.6 and stated that Respondent No.2 - Mrs.Juhi Sinha Walia was in the employment of his firm by name Bharat Prachar till December 2004 and that her father had filed a complaint against the petitioner alleging that he was responsible for abducting and kidnapping her. He had, therefore, moved an application for anticipatory bail under Section 438 of Cr.P.C. apprehending arrest and the said application was

disposed off as the police authorities had submitted that there was no offence registered against him. It appears that subsequently the marriage of Respondent No.2 broke down and she started staying separately in a hotel. This appears to have given rise to some suspicion in the minds of her parents i.e. Respondent Nos.1 and 4 that the petitioner was instigating Juhi or she was confined in illegal custody.

. Respondent No.2 - Juhi is present in the Court and she has been interviewed by one of us (Smt. Dalvi,J.) in-camera and she disclosed that the complaints of her parents are baseless and far fetched and she is fully on her own. In fact she does not want to be disturbed by her parents. We are, therefore, satisfied that there is absolutely no reason for the respondent - police authorities to call upon the petitioner for any investigations on the basis of the so called complaints made by Juhi's parents or any other relations.

. We, therefore, direct the Respondent Nos.5 to 9 not to call upon the petitioner or ask him to report to any police station under each of these

authorities unless there is a fresh C.R. registered against him

. The petition is disposed off in terms of the above directions.

(SMT.R.S.DALVI,J.) (B.H.MARLAPALLE,J.)